IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 8059 OF 2005

IN

CRIMINAL APPEAL NO. 1021 OF 2005

Rajesh Vasant Prabhu..... .... Applicant.

Versus

State of Maharashtra. ... . Respondent.

None for the Applicant.
Mr. S.R.Shinde, APP for the Respondent.

CORAM : D. B. BHOSALE, J.

DATED : 6TH JULY, 2006.

P.C.:

Heard learned APP for the State.

2. The appeal has already been admitted. The applicant has been convicted under Section 376 of the Indian Penal Code and is sentenced to suffer R.I. for seven years and to pay a fine of Rs.1,000/-, in default to suffer R.I. for three months. The applicant allegedly committed rape on the victim, who was minor on the date of the incident. The medical evidence including the testimony of P.W.5 - Doctor

Bhosale proves the allegation against the applicant. In the circumstances, I am not inclined to enlarge the applicant on bail. The application is rejected. However, liberty to the applicant to apply for early hearing of the appeal after the appeal is made ready for hearing.

Sd/-

(D. B. BHOSALE, J.)